



STATE OF MAINE
BOARD OF NURSING
158 STATE HOUSE STATION
AUGUSTA, MAINE
04333-0158

ANGUS S. KING, JR.
GOVERNOR

MYRA A. BROADWAY, J.D., M.S., R.N.
EXECUTIVE DIRECTOR

BEFORE THE MAINE STATE BOARD OF NURSING

IN THE MATTER OF LICENSE NO.)
R041292 ISSUED TO:)

KIM E. BROWN)

**ORDER TERMINATING
PROBATION**

To practice registered professional)
nursing in the State of Maine)
-----)

WHEREAS, on August 20, 2000, License No. R041292 issued to Kim E. Brown was placed on "probation" pursuant to 32 M.R.S.A. Section 2105-A (1-A); and

WHEREAS, on December 5, 2002, the Board of Nursing duly considered all evidence presented to it concerning Kim E. Brown's compliance with the conditions of said probation; and

WHEREAS, the Board found that Kim E. Brown has completed all of the Order;

NOW, THEREFORE, it is ordered that the Order of Probation executed on August 31, 2000 is hereby terminated.

DATED this 10th day of December 2002.

MAINE STATE BOARD OF NURSING

BY: Myra Broadway
Myra A. Broadway, J.D., M.S., R.N.
Executive Director



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OFFICES LOCATED AT: 24 STONE ST., AUGUSTA, ME

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 EXECUTIVE DIRECTOR

IN RE: **KIM E. BROWN, R.N.**) **CONSENT AGREEMENT**
 of Rockland, Maine) **FOR PROBATION WITH**
 License # R041292) **CONDITIONS**

INTRODUCTION

This document is a Consent Agreement regarding Kim E. Brown's license to practice professional nursing in the State of Maine. The parties enter into this Agreement pursuant to 10 M.R.S.A. § 8003(5)(A-1)(4), 10 M.R.S.A. § 8003(5)(B), (5)(C)(3) and 32 M.R.S.A. § 2105-A(1-A)(B). The parties to this Consent Agreement are Kim E. Brown ("Licensee"), Maine State Board of Nursing ("Board") and the Department of Attorney General, State of Maine. The parties reached this Agreement following an informal conference held on August 2, 2000 on the basis of information submitted by Penobscot Bay Medical Center ("Penobscot Bay") by letter dated April 9, 1999.

FACTS

1. Kim E. Brown was licensed as a registered professional nurse in July 1997.
2. Kim E. Brown's employment as a per diem registered nurse was terminated by Penobscot Bay Medical Center on or about April 9, 1999 because she demonstrated difficulty in consistently applying key nursing principles to her practice.
3. The nursing practice errors during Ms. Brown's employment at Penobscot Bay Medical Center shows a pattern of errors consisting of medication errors, documentation errors, errors in judgment in resolving nursing practice issues and the misinterpretation of a doctor's order.
4. Kim E. Brown's nursing practice at Penobscot Bay Medical Center demonstrates that she assumed duties and responsibilities within the practice of nursing without adequate preparation and failed to take appropriate action and to follow policies and procedures in nursing practice.
5. There is no finding of actual patient harm.

AGREEMENT

6. Kim E. Brown's conduct constitutes grounds for discipline under 32 M.R.S.A. § 2105-A(2)(F) and (2)(H).
7. Kim E. Brown's license to practice registered professional nursing is placed on a probationary status with conditions for a period of two years of nursing employment. The conditions of probation are as follows:



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Kim E. Brown will take part in continuing education regarding the legal issues and implications of nursing practice and professional responsibility. The continuing education shall be four learning activities per year during the two year probationary period consisting of two on-site activities and two on-line or nursing journal activities.

Kim E. Brown will notify any and all of her nursing employers of the terms of this Consent Agreement and shall provide them with a copy of it. For purposes of this Consent Agreement, nursing employment is any employment during which Ms. Brown performs nursing services or holds herself out as a nurse such as through the designation "R.N."

Kim E. Brown will immediately notify the Board in writing of any employment in the field of nursing, including the place and position of employment and of any change in nursing employment.


Kim E. Brown will arrange for and ensure the submission to the Board of quarterly reports addressing her job performance from her nursing employer(s).

Kim E. Brown understands and agrees that her license will remain on probationary status and subject to the terms of this Agreement indefinitely beyond the two year probationary period, until and unless the Board, at Ms. Brown's request, votes to terminate Ms. Brown's probation. When considering whether to terminate probation, the Board will consider Ms. Brown's compliance with the terms and conditions of this Consent Agreement.

8. Kim E. Brown understands and agrees that the Board may suspend Ms. Brown's license without further proceedings if it determines that Ms. Brown has engaged in further conduct that evidences the lack of knowledge or ability to apply the principles or skills necessary to safely carry out the practice of professional nursing. Ms. Brown further understands and agrees, in such event, that her license will remain suspended unless and until Ms. Brown can prove to the satisfaction of the Board that her license may be reinstated consistent with the public health and welfare in the area of nursing service.
9. The Board agrees to take no further disciplinary action upon these facts so long as Ms. Brown fully complies with the terms and conditions of this Consent Agreement.
10. Kim E. Brown understands and agrees that this document imposes discipline regarding her license to practice professional nursing in the State of Maine. Ms. Brown understands that she does not have to execute this Consent Agreement and that she has the right to consult with an attorney before entering into this Consent Agreement.
11. Kim E. Brown affirms that she executes this Consent Agreement of her own free will.
12. Modification of this Consent Agreement must be in writing and signed by all the parties.
13. This Consent Agreement is not subject to appeal or review by the Licensee but may be enforced by an action in the Superior Court.
14. This Consent Agreement becomes effective upon the date of the last necessary signature below.

I, KIM E. BROWN, R.N., HAVE READ AND UNDERSTAND THE FOREGOING
CONSENT AGREEMENT. I UNDERSTAND THAT BY SIGNING IT, I WAIVE
CERTAIN RIGHTS. I SIGN IT VOLUNTARILY, WITHOUT ANY THREAT OR
PROMISE. I UNDERSTAND THAT THIS CONSENT AGREEMENT CONTAINS THE
ENTIRE AGREEMENT AND THERE IS NO OTHER AGREEMENT OF ANY KIND.


DATED: 8-26-00



KIM E. BROWN, R.N.

FOR THE MAINE STATE BOARD OF NURSING:

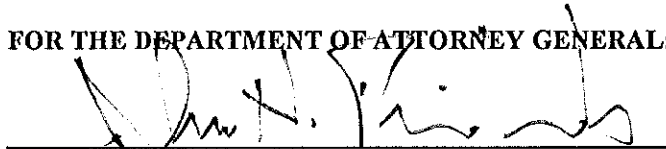
DATED: 8/30/00



MYRA A. BROADWAY, J.D., M.S., R.N.
Executive Director

FOR THE DEPARTMENT OF ATTORNEY GENERAL:

DATED: 8/31/00



JOHN H. RICHARDS, ESQ.
Assistant Attorney General